

**PRESENTATION TO VICE MAYOR TOPSY-ELVORD  
FROM THE BLACK MANAGERS ASSOCIATION**

Ordinance No. C-7313 currently provides that hearings shall be set for 5:00 P.M. each Tuesday, and such hearings shall be held at the specified time for which they are set or as soon as practical regardless of the otherwise order of business of the City Council. Hearing scheduled for today:

**HEARING: 5:00 P.M.**

Continued hearing to Tuesday, April 29, 1997 at 5:00 P.M.  
(Docs. 2-3)

1. Appeal of Richard Brewer, representing Long Beach Plaza Associates, from the decision of the City Planning Commission denial of a Site Plan Review, Administrative Use Permit, and Standards Variance for construction of a mixed use high rise building consisting of 94 residential units (with bonus density) and 22,090 square feet of commercial space at 201 The Promenade. (Report of City Planning Commission) (Case No. 9604-02) (City Planning Commission) (District 1) (Richard Brewer, requesting continuance to April 29, 1997)
- Suggested Action: Receive supporting documentation into the record, conclude the hearing, overrule the appeal, sustain the decision of the City Planning Commission and deny the permit; or
- Receive supporting documentation into the record, conclude the hearing, sustain the appeal, overrule the decision of the City Planning Commission and approve the permit.

**CONSENT CALENDAR (2- 22)**

**NOTICE TO THE PUBLIC**

All matters listed under the Consent Calendar are to be considered routine by the City Council and will all be enacted by one motion. There will be no separate discussion of said items unless members of the City Council, staff or the public request specific items be discussed and/or removed from the Consent Calendar for separate action. Requests by the public for separate consideration should be made to the Mayor's office or City Clerk's office prior to the beginning of

the Council meeting.

DEPARTMENTAL COMMUNICATIONS:

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| Laid over application of Brian Walter Detz, dba, Rumour's Café at 4925 Second Street to April 22, 1997; directed City Clerk to transmit conditions for application of Ho Kam Chan, Kwok Ching Sung and Monica Yuk Bing Sung, dba Long Beach Chinese Food at 649 Long Beach Boulevard ; and received and filed communication. (Docs. 49-50) | 2.  | <b>RECEIVE AND FILE</b> comm'n., Chief of Police, reporting on applications for alcoholic beverage licenses. (Police) (Districts 1,3) (Councilmember Jenny Oropeza, submitting conditions for application of Ho Kam Chan, Kwok Ching Sung and Monica Yuk Bing Sung, dba, Long Beach Chinese Food located at 649 Long Beach Boulevard)  |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 51)  | 3.  | <b>REQUEST CITY ATTORNEY</b> to prepare and <b>AUTHORIZE CITY MANAGER</b> to execute contract with Scott P. Bryant & Associates for management consulting services to assist in updating the Police Strategic Plan in an amount not to exceed \$127,000, including Purchase Order No. 77028T96. (City Auditor)   |
| Set date of hearing for Tuesday, April 29, 1997 at 5:00 P.M. (Doc. 4)  | 4.  | <b>SET DATE OF HEARING</b> for Tuesday, April 29, 1997 at 5:00 P.M., on the report of the hearing officer on the appeal of Max T. Bella from the decision of the Chief of Police on denial of a Taxi Driver Permit. (City Clerk)   |
| Auth'd. City Mgr. (Doc. 5)   | 5.  | <b>AUTHORIZE CITY MANAGER</b> to award and execute contracts with lowest responsible bidders for Plans and Specifications R-6278 and R-6361. (Financial Management)  |
| Adopted and auth'd. City Mgr. (Doc. 6)   | 6.  | <b>ADOPT</b> Specifications for hazardous waste clean-up services and <b>AUTHORIZE CITY MANAGER</b> to advertise for bids. (Bid No. PA- 01197) (Financial Management)  |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 7)   | 7.  | <b>REQUEST CITY ATTORNEY</b> to prepare and <b>AUTHORIZE CITY MANAGER</b> to execute amendment to Contract Number 23926 for furnishing and delivering sports and athletic equipment, to exercise the renewal option of said contract, extend the term for one year, commencing April 1, 1997 through March 31, 1998, and add to the total purchasing authority an amount not to exceed \$81,400 for the third year of the contract. (Financial Management) |
| Continued. (Doc. 8)  | 8.  | <b>CONTINUE</b> the existence of a local emergency due to a local tuberculosis health hazard. (Health and Human Services)  |
| Req'd. City Atty. and auth'd. City Mgr. (Doc. 9)   | 9.  | <b>REQUEST CITY ATTORNEY</b> to prepare and <b>AUTHORIZE CITY MANAGER</b> to execute agreement, and any subsequent amendments, with Los Angeles County Department of Animal Care and Control to provide dog license canvassing services to the City of Long Beach for a term of June 1, 1997 through May 31, 1998. (Health and Human Services)   |
| Auth'd. (Doc. 10)  | 10. | <b>AUTHORIZE</b> amendment to agreement with King, Weiser, Edelman & Bazar to furnish special legal services to assist City Attorney in connection with development of I-605 Retail Center and development of the ongoing Queensway Bay Project extending term to April 30, 1998 and increase total compensation by \$150,000. (Law)   |
| Auth'd. City Atty. (Doc. 11)   | 11. | <b>AUTHORIZE CITY ATTORNEY</b> to submit Stipulation with Request for Awards for approval by Workers' Compensation Appeals Board, and if so approved, authority to pay \$41,181 in compliance with Appeals Board order for claim of Leann Ross. (Law)  |

Auth'd. City Atty. (Doc. 12)	12. <b>AUTHORIZE CITY ATTORNEY</b> to pay sum of \$52,575 in full settlement of the lawsuit of Phillip T. Brent vs. City of Long Beach, et al. (Law)
Laid over for one week to Tuesday, April 15, 1997. (Doc. 13)	13. <b>AUTHORIZE CITY ATTORNEY</b> to pay sum of \$69,302 in full settlement of the claim of City of Long Beach v. County of Los Angeles Sanitation District No. 2, et al. (Law)
Req'd. City Atty. and auth'd. City Mgr. (Doc. 14)	14. <b>REQUEST CITY ATTORNEY</b> to prepare and <b>AUTHORIZE CITY MANAGER</b> to execute agreement between City of Long Beach and James J. Choura, dba El Dorado Food Service, for food and beverage operation at the El Dorado Golf Course Restaurant at 2400 Studebaker Road. (Parks, Recreation and Marine) (District 5)
Auth'd. City Mgr. (Doc. 15)	15. <b>AUTHORIZE CITY MANAGER</b> to execute Permit to Occupy for portions of alley and city-owned lots 11, 13, 15 and 17 of Pacific Fountain Tract north of Pacific Coast Highway and east of Los Angeles County Flood Control District channel by Los Angeles County Department of Public Works, acting on behalf of the Los Angeles County Flood Control District and in conjunction with the United States Army Corps of Engineers. (Public Works) (District 7)
Auth'd. City Mgr. and req'd. City Atty. (Doc. 16)	16. <b>AUTHORIZE CITY MANAGER</b> to execute Acquisition Agreement for the West Long Beach Industrial Redevelopment Project, Phase Five and <b>REQUEST CITY ATTORNEY</b> to accept dedications of public rights-of-way from Redevelopment Agency. (Public Works) (District 1)
Req'd. City Atty. and auth'd. City Mgr. (Doc. 17)	17. <b>REQUEST CITY ATTORNEY</b> to prepare and <b>AUTHORIZE CITY MANAGER</b> to execute a Temporary Public Right-of-Way Occupancy Permit for Long Beach Unified School District for pedestrian overcrossing at Wilson High School. (Public Works) (District 3)
Set date of hearing for Tuesday, April 22, 1997 at 5:00 P.M. (Doc. 18)	18. <b>SET DATE OF HEARING</b> for Tuesday, April 22, 1997, at 5:00 P.M., on proposed amendment to Land Use Element of the General Plan from Land Use District (LUD) 3B, Moderate Density Residential District, to a combination of LUD 7, Mixed Use District, and LUD 10, Institutional, and rezoning from R-1, Single-Family Residential, to combination of amended Planned Development District No. 31 (PD 31) and Institutional zone, for former Navy housing site. (Case Numbers GPA 97-1B and 9604-01) (City Planning Commission) (District 7)
Set date of hearing for Tuesday, April 22, 1997 at 5:00 P.M. (Doc. 19)	19. <b>SET DATE OF HEARING</b> for Tuesday, April 22, 1997, at 5:00 P.M., on the appeal of Ann Cantrell from the decision of the City Planning Commission approving a proposed amendment to Land Use Element of the General Plan from Land Use District (LUD) 8, Major Commercial Corridor District, to LUD 7, Mixed Use District, and rezoning from CCA (HR 45/4) (Community Commercial – Auto Oriented, with a 45 foot , 4 story height limit), to CHW (Regional Highway Commercial District), to allow automobile sales on a portion of the proposed “Long Beach Town Center” development. (Case Numbers GPA 97-1C and 9702-14) (City Planning Commission) (District 5)
Set date of hearing for Tuesday, April 22, 1997 at 5:00 P.M. (Doc. 20)	20. <b>SET DATE OF HEARING</b> for Tuesday, April 22, 1997, at 5:00 P.M., on amendment to General Plan designation of property to LUD 9R (Restricted Industry) and amendment to the Pacific Electric Right-of-Way Planned Development Ordinance (PD-22) to allow light-industrial uses on the property located at 1851 E. 19 th Street.

FOR FILING:

R & F.  
(Docs. 21-22)

21. Copies of Minutes:
- Harbor Commission, March 31, 1997  
Water Commission, March 13, 1997

DAMAGE CLAIMS:

Ref'd. to City Atty.  
(Docs. 23-48)

22. **REFER TO CITY ATTORNEY** the following damage claims:

Automobile Club of Southern California, subrogee for Edward B. Lomax	\$ 4,244.11
Jacquie Ball	Amount Unknown
Mike Ball	Amount Unknown
Elease Bonaparte	250,000.00
Ollie Boren	343.08
Maria Concepcion Candelas	Amount Unknown
Alberto N. Carbajal	Amount Unknown
Thomas Coulombe	Amount Unknown
Jacqueline Fleming and Alex Fleming	Amount Unknown
Teresa A. Gonzalez	1,018.93
Aleasha Jones, a minor	1,500,000.00
James Ashley Kater	1,199.43
William Keuhn	1,000.00
Maurice Kirkwood	101.00
Xuong Lam	855.71
Felipe Martinez	607.66
Brenda McDowell	Amount Unknown
Alice Moore	115.00
Lorraine E. Nelson	5,000.00
Jose Jesus Nieves	2,000.00
Anthony Rivera	Amount Unknown
Nathaniel Smith	200.00
James V.P. Stewart	300.00
Johnnie Mae Tadlock	3,000.00
Van That Ton and Natalie Ton	6,824.19

**SUGGESTED ACTION: CONCUR IN RECOMMENDATIONS ON CONSENT CALENDAR.**

**NEW BUSINESS:**

- Ref'd. to Tidelands and Harbor Committee and went on record in support of Assembly Bill AB16. (Doc. 52)
23. Councilmember Douglas S. Drummond, Third District, regarding subsidence remedies for Naples and Peninsula neighborhoods.

Suggested Action: Refer to Legislation and Environmental Affairs Committee.
- Auth'd. City Mgr. to execute permit with Amusement Industry, Inc. for placement of trailer on property at 6151 Atlantic Ave. to be used for police storefront operation. (Doc. 53)
24. Councilmember Jerry Shultz, Ninth District, requesting that the City Manager be authorized to execute a permit between the City and Amusement Industry, Inc. (the property owner) which will allow the placement of a trailer on property located at 6151 Atlantic Avenue to be used for a police storefront operation.
- R & F. (Doc. 54)
25. City Manager, submitting progress report on the Queensway Bay Project. (District 2)

Suggested Action: Receive and file.
- Ref'd. to Economic Development and Finance Committee the options for funding the 911 Project, Neighborhood Nuisance Abatement and Youth Services Planning Coordination for a report back to City Council in 30 days.
26. City Manager, submitting options for funding the 911 Project, Neighborhood Nuisance Abatement and Youth Services Planning and Coordination. (City Manager, submitting communication regarding City of Long Beach, 911 Project, Nuisance Abatement Youth Services)

Suggested Action:

1. Approve recommended concepts and direct City Manager to report to the City Council within 30 days with regard to the details of required refuse rate adjustments and recommended hearing dates and procedures.

2. Request City Attorney and direct City Manager to return to City Council with required legal documents related to the financing of the 911 facility and equipment.

3. Approve the use of proceeds from the Pacific Hospital land sale and Los Angeles County Fire Assessment District arrears payment and appropriate those funds (\$2.7 million) to the appropriate Fund and Department budgets to commence the design work of the 911 facility.

4. Increase appropriations in the General Purpose Fund (01) and Office of the City Manager (13) by \$158,000 to fund Neighborhood Nuisance Abatement and Youth Services Planning and Coordination.

5. Request City Auditor to verify proposed fees and costs related to street sweeping in preparation for the hearing process.
- Increased appropriations in General Purpose Fund (01) and Office of City Mgr. (13) by \$158,000 to fund Neighborhood Nuisance Abatement and Youth Services Planning and Coordination.
- Auth'd. City Mgr. to meet with community groups and business organizations to explain cost details and rationale for proposal.
- Req'd. City Auditor to verify proposed fees and costs related to street sweeping in preparation for hearing process.
- Held in abeyance Items 2 and 3. (Docs. 55-56)

6. Authorize City Manager to meet with community groups and business organizations to explain cost details and rationale for this proposal

Req'd. City Atty. to prepare and auth'd. City Mgr. to execute first amendment to professional services agreement with Ernst & Young LLP to increase maximum amount of contract by \$60,000.  
(Doc. 57)

27. City Manager, regarding first amendment to contract with Ernst & Young LLP to assist City in negotiations of lease with developer selected for Queensway Bay Entertainment/Retail Development. (District 2)

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute first amendment to professional services agreement with Ernst & Young LLP to increase the maximum amount of the contract by \$60,000.

Req'd. City Atty. to prepare and auth'd. City Mgr. to execute amended Retail Sales Tax Agreement with Marina Pacifica, LLC, to extend term and rent provisions to undertake certain construction improvements, provide for repayment of construction improvements, and to lease premises for first five years if lease between Loehmann" and Marina Pacifica is terminated.  
(Doc. 58)

28. Director of Community Development, regarding utilization of Retail Sales Tax Incentive Program to attract Loehmann's to the City of Long Beach. (District 3)

Suggested Action: Request City Attorney to prepare and authorize City Manager to execute an amended Retail Sales Tax Agreement with Marina Pacifica, LLC, to extend term and rent provisions to undertake certain construction improvements, provide for repayment of construction improvements, and to lease premises for the first five years if lease between Loehmann's and Marina Pacifica is terminated.

Ref'd. to Economic Development and Finance Committee.  
(Doc. 59)

29. Director of Financial Management, submitting Social Services Task Force Fiscal Impact Report.

Suggested Action: Refer to Economic Development and Finance Committee.

R & F.  
(Doc. 60-61)

30. Director of Financial Management, submitting Comprehensive Annual Financial Report and Condensed Annual Report of the City of Long Beach for the fifteen months ended September 30, 1996.

Suggested Action: Receive and file reports.

Adopted Resolution No. C-26152.  
(Doc. 62)

31. Resolution authorizing the City Manager to purchase vehicles through the contract between the County of Los Angeles and Wondries Chevrolet. (Los Angeles Purchase Order No. S80159) (Financial Management)

Suggested Action: Adopt Resolution.

Adopted Resolution No. C-26153.  
(Doc. 63)

32. Resolution granting permission to members of the public to park in Civic Center parking facilities on April 12, 1997 and April 13, 1997 for certain hours during that period and establishing conditions and regulations with respect thereto. (General Services) (District 2)

Suggested Action: Adopt Resolution.

Adopted Resolution No. C-26154.  
(Doc. 64)

33. Resolution acknowledging, recognizing and authorizing the establishment of a sister city affiliation between the City of Long Beach, California, USA, and the City of Calcutta, West Bengal, India. (Law)

Adopted Resolution No. C-26155. (Doc. 65)	<p>Suggested Action: Adopt Resolution.</p> <p>34. Resolution establishing a special fence height area in the City of Long Beach pursuant to Section 21.43.020 of the Long Beach Municipal Code. (Law) (District 9)</p> <p>Suggested Action: Adopt Resolution.</p>
Adopted Resolution No. C-26156 and set date of hearing for Tuesday, May 6, 1997 at 5:00 P.M. (Doc. 66)	<p>35. Resolution of Intention to Vacate Dovey Drive. (Public Works) (District 5)</p> <p>Suggested Action: Adopt Resolution and set date of hearing for Tuesday, May 6, 1997, at 5:00 P.M.</p>
First reading. (Doc. 67)	<p>36. Ordinance amending the Long Beach Municipal Code, relating to street banners. (Law)</p> <p>Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.</p>
First reading. (Doc. 68-69)	<p>37. Ordinance amending the Long Beach Municipal Code, relating to the parking of oversized vehicles. (Law) (District 3) (Sharon L. Petrosino-Wilson, in support)</p> <p>Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.</p>
First reading. (Doc. 70)	<p>38. Ordinance amending the Long Beach Municipal Code, all relating to traffic control. (Law) (Districts 2,3,7)</p> <p>Suggested Action: Declare Ordinance read the first time and laid over to the next regular meeting of the City Council for final reading.</p>
Adopted Ordinance No. C-7461.	<p>39. Ordinance amending the Long Beach Municipal Code, all relating to technical corrections to Title 5. (Law)</p> <p>Suggested Action: Declare Ordinance read and adopted as read</p>
Adopted Ordinance No. C-7462.	<p>40. Ordinance amending the Long Beach Municipal Code, all relating to traffic control. (Law) (Districts 4,7)</p> <p>Suggested Action: Declare Ordinance read and adopted as read.</p>
Ref'd. to City Atty. and City Prosecutor. (Doc. 71)	<p>41. Councilmember Jeffrey A. Kellogg, Eighth District, regarding the illegal renting out of homes.</p>
Rec'd. and made a part of the permanent record. (Doc. 1)	<p>42. Affidavit of Service for special meeting held April 8, 1997.</p>

**PUBLIC: IMMEDIATELY PRIOR TO ADJOURNMENT**

**Opportunity given to citizens to address the City Council on non-agenda items who have not already addressed the City Council on non-agenda items. (Currently limited to three minutes unless extended by City Council.)**

REMINDERS: Public Safety Committee at 2:00 P.M.  
Housing Authority at 4:30 P.M.

Economic Development and Finance Committee  
(Attorney/Client) at 4:50 P.M.

NOTE: A copy of the City Council Agenda may be obtained in the Department of the City Clerk prior to the meeting and/or will be mailed to the public if the City Clerk is provided self-addressed, stamped envelopes. The Department of the City Clerk is located on the Plaza Level, City Hall, 333 W. Ocean Boulevard, 90802. The City Council Agenda is also available on the Internet. It can be found on the World Wide Web at the following location: **<http://www.ci.long-beach.ca.us/>** The public may review the Agenda Items in the Department of the City Clerk or the Government Publications Section of the Main Library. The City of Long Beach intends to provide reasonable accommodations in accordance with the Americans with Disabilities Act of 1990. If a special accommodation is desired, please call Renae Gladney in the City Clerk Department 48 hours prior to the meeting at 570-6472. (Telecommunication Device for the Deaf - 570-6626) Inquire at Information Desk in Lobby for assistive listening device /RG